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WILBORN LAW OFFICE, P.C. TIM WILBORN, Attorney at Law — OSB # 94464 twilborn@mindspring.com P.O. Box 2768 Oregon City, OR 97045 Voice: (503) 632-1120

Fax: (503) 632-1198 Attorney for Plaintiff

## UNITED STATES DISTRICT COURT DISTRICT OF OREGON

MARY MARCUM,

CV 06-1156-HA

Plaintiff,

VS.

ORDER

**COMMISSIONER of Social Security,** 

Defendant.

Attorney fees in the amount of \$11,851.50 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds this is a reasonable fee. Previously, this court awarded \$7,341.25, pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the § 406(b) check, the agency is directed to subtract the amount previously awarded under the EAJA, and to send to Plaintiff's attorney at his current address shown above the balance of \$4,510.25, minus any user fee. Any amount withheld (including the EAJA fee offset) after all administrative and court attorneys fees are paid should be released to the claimant.

DATED this <u>B</u> day of <u>Sept.</u>, 2008.

Presented by: /s/ Tim Wilborn, OSB # 94464 (503) 632-1120 Attorney for Plaintiff

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